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6 Attorney for Plaintiff

7 UNITED STATES DISTRICT COURT  
8 EASTERN DISTRICT OF CALIFORNIA

9 RONALDO PATINO BANDONG, )

10 Plaintiff )

11 v. )

12 KILOLO KIJAKAZI, )

13 Acting Commissioner of Social Security, )

14 Defendant )  
15 )  
16 )

Case No. 2:21-CV-00318-KJN

**STIPULATION AND  
ORDER FOR AWARD OF ATTORNEY'S  
FEES UNDER THE EQUAL ACCESS TO  
JUSTICE ACT (EAJA)**

17 IT IS HEREBY STIPULATED by and between the parties through their undersigned counsel,  
18 subject to the approval of the Court, that Plaintiff shall be awarded attorney's fees under the Equal  
19 Access to Justice Act (EAJA), 28 U.S.C. sec. 2412(d), in the amount of SEVEN THOUSAND FIVE  
20 HUNDRED dollars and ZERO cents (\$7,500.00). This amount represents compensation for all legal  
21 services rendered on behalf of Plaintiff by counsel in connection with this civil action, in accordance  
with 28 U.S.C. sec. 2412(d).

22 After the Court issues an order for payment of EAJA fees and expenses to Plaintiff, the  
23 government will consider the matter of Plaintiff's assignment of EAJA fees and expenses to  
24 Plaintiff's attorney. The government's ability to honor the assignment will depend on whether the  
25 fees and expenses are subject to an offset allowed under the United States Department of the  
26 Treasury's Offset Program pursuant to Astrue v. Ratliff, 130 S. Ct. 2521 (2010). After the order of  
27 EAJA fees and expenses is entered, the government will determine if they are subject to an offset. If  
28 it is determined that Plaintiff's EAJA fees and expenses are not subject to an offset under Astrue v.  
Ratliff, 130 S. Ct. 2521 (2010) and the Department of Treasury's Offset Program, then the check for

1 EAJA fees and expenses shall be made payable to Jacqueline A. Forslund, based upon Plaintiff's  
2 assignment of these amounts to Plaintiff's attorney. The parties agree that whether these checks are  
3 made payable to Plaintiff or Jacqueline A. Forslund, such checks shall be mailed to Plaintiff's  
4 attorney. This stipulation constitutes a compromise settlement of Plaintiff's request for EAJA  
5 attorney fees, and does not constitute an admission of liability on the part of Defendant under the  
6 EAJA or otherwise. Payment of the agreed amount shall constitute a complete release from, and bar  
7 to, any and all claims that Plaintiff and/or Plaintiff's Counsel may have relating to EAJA attorney  
8 fees in connection with this action.

9 Respectfully submitted,

10 Date: March 10, 2023

JACQUELINE A. FORSLUND  
Attorney at Law

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12  
13 /s/Jacqueline A. Forslund  
JACQUELINE A. FORSLUND  
Attorney for Plaintiff

14  
15 Date: March 10, 2023

PHILLIP A. TALBERT  
United States Attorney

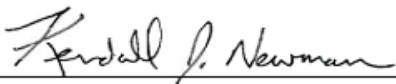
16  
17 /s/Caspar Chan  
18 CASPAR CHAN  
19 Special Assistant United States Attorney  
20 \*By email authorization  
Attorney for Defendant

21 ORDER

22 APPROVED AND SO ORDERED

23 Dated: March 13, 2023

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25 band.318

  
KENDALL J. NEWMAN  
UNITED STATES MAGISTRATE JUDGE